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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/846,544

05/01/2001

Michael Hollatz

00EC065/79244

4119

24628

7590

12/31/2008

Husch Blackwell Sanders, LLP

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CHICAGO, IL 60606

EXAMINER

NG, CHRISTINE Y

ART UNIT

PAPER NUMBER

2416

MAIL DATE

DELIVERY MODE

12/31/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 09/846,544	<b>Applicant(s)</b> HOLLATZ, MICHAEL	
	<b>Examiner</b> CHRISTINE NG	<b>Art Unit</b> 2416	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 20 October 2008.
- 2a) ☐ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-59 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-59 is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 01 May 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |                                                                                      |                                                                   |
|--------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____                                                          | 6) <input type="checkbox"/> Other: _____                          |

### **DETAILED ACTION**

1. This application is in condition for allowance except for the following formal matters:

- a) In claim 1 line 5: “the voice over packet network telephone” should be deleted since claim 1 is a method claim.
- b) In claim 1 line 10: “the voice over packet network telephone” should be deleted since claim 1 is a method claim.
- c) In claim 1 line 27: “the voice over packet network telephone” should be deleted since claim 1 is a method claim.
- d) In claim 15 line 5: “the voice over packet network telephone” should be deleted since claim 15 is a method claim.
- e) In claim 15 line 7: “the voice over packet network telephone” should be deleted since claim 15 is a method claim.
- f) In claim 15 line 17: “the voice over packet network telephone” should be deleted since claim 15 is a method claim.
- g) In claim 15 line 22: “the voice over packet network telephone” should be deleted since claim 15 is a method claim.
- h) In claim 15 line 26: “the voice over packet network telephone” should be deleted since claim 15 is a method claim.
- i) In claim 20 line 5: “the voice over packet network telephone” should be deleted since claim 20 is a method claim.

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- j) In claim 20 line 7: "the voice over packet network telephone" should be deleted since claim 20 is a method claim.
- k) In claim 20 line 12: "the voice over packet network telephone" should be deleted since claim 20 is a method claim.
- l) In claim 31 line 4: "the voice over packet network telephone" should be deleted since claim 31 is a method claim.
- m) In claim 31 line 6: "the voice over packet network telephone" should be deleted since claim 31 is a method claim.
- n) In claim 36 line 5: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.
- o) In claim 36 line 7: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.
- p) In claim 36 line 24: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.
- q) In claim 36 line 27: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.
- r) In claim 36 line 33: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.
- s) In claim 36 line 35: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.
- t) In claim 36 line 38: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.

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u) In claim 36 line 46: "the voice over packet network telephone" should be deleted since claim 36 is a method claim.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 25 USPQ 74, 453 O.G. 213, (Comm'r Pat. 1935).

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

### ***Conclusion***

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to CHRISTINE NG whose telephone number is (571)272-3124. The examiner can normally be reached on M-F; 8:00 am - 5:00 pm.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky Ngo can be reached on (571) 272-3139. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Ricky Ngo/  
Supervisory Patent Examiner, Art  
Unit 2416

C. Ng  
December 23, 2008

<b><i>Application Number</i></b> 	<b>Application/Control No.</b>	<b>Applicant(s)/Patent under Reexamination</b>	
	09/846,544	HOLLATZ, MICHAEL	
	<b>Examiner</b>	<b>Art Unit</b>	
	CHRISTINE NG	2416	